

# **Senate File 276 - Introduced**

SENATE FILE 276  
BY COMMITTEE ON HUMAN  
RESOURCES

(SUCCESSOR TO SSB 1015)

## **A BILL FOR**

1 An Act relating to the administration of medical licenses by  
2 the board of medicine.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1     Section 1. NEW SECTION. 148.8A Relinquishment of a license  
2 — failure to renew or reinstate.

3     A person's license to practice medicine and surgery or  
4 osteopathic medicine and surgery shall be deemed relinquished  
5 if the person fails to apply for renewal or reinstatement of  
6 the license within five years after its expiration. A license  
7 shall not be reinstated, reissued, or restored once it is  
8 relinquished. The person may apply for a new license pursuant  
9 to section 148.3 and applicable administrative rules.

10    Sec. 2. NEW SECTION. 148.11A Administrative medicine  
11 license.

12    1. As used in this section:

13    a. "*Administrative medicine*" means administration or  
14 management utilizing the medical and clinical knowledge, skill,  
15 and judgment of a person licensed to practice medicine and  
16 surgery or osteopathic medicine and surgery and capable of  
17 affecting the health and safety of the public or any person.

18    b. "*Administrative medicine license*" means a license issued  
19 by the board pursuant to this section.

20    2. An application for an administrative medicine license  
21 shall be made to the board. An applicant for an administrative  
22 medicine license shall meet all of the requirements established  
23 in section 148.3 and any additional requirements established by  
24 the board by rule. The board shall also adopt rules governing  
25 the initial issuance and renewal of administrative medicine  
26 licenses and establishing fees therefor. All license and  
27 renewal fees shall be paid to the board.

28    3. a. A physician with an administrative medicine license  
29 may do any of the following:

30    (1) Advise public or private organizations on health care  
31 matters.

32    (2) Authorize or deny payments for care.

33    (3) Organize or direct research programs.

34    (4) Review care provided for quality.

35    (5) Perform other similar duties that do not require direct

1 patient care.

2        *b.* An administrative medicine license does not convey the  
3 authority to do any of the following, unless the person is  
4 otherwise licensed to perform such duties:

5 (1) Practice clinical medicine.

6 (2) Examine, care for, or treat patients.

7 (3) Prescribe medications including controlled substances.

8       (4) Delegate medical acts or prescriptive authority to  
9 others.

10       4. A person issued an administrative medicine license is  
11 subject to the same laws and rules governing the practice of  
12 medicine as a person issued a license to practice medicine and  
13 surgery or osteopathic medicine and surgery under this chapter  
14 unless otherwise provided by the board by rule.

15 EXPLANATION

16 The inclusion of this explanation does not constitute agreement with  
17 the explanation's substance by the members of the general assembly.

18       This bill establishes a process by which a physician's  
19 license shall be deemed relinquished. Under the bill, a  
20 physician's license is deemed relinquished when the physician  
21 fails or declines to apply for renewal or reinstatement of the  
22 license for five years. Once a license is relinquished, it  
23 cannot be renewed, reinstated, or restored. A physician whose  
24 license is relinquished may apply to the board of medicine for  
25 a new license.

26 The bill creates an "administrative medicine license" for  
27 physicians who engage in nonclinical practice. Under the  
28 bill, a physician with an administrative medicine license  
29 may advise organizations, authorize or deny payments for  
30 care, organize and direct research programs, review care, and  
31 perform other duties not requiring direct patient care. An  
32 administrative medicine license does not allow a physician to  
33 practice clinical medicine, treat patients, prescribe drugs or  
34 controlled substances, or delegate authority unless otherwise  
35 licensed to do so.

1     The bill requires that applicants to the board of medicine  
2 seeking an administrative medicine license meet requirements  
3 established for those seeking to practice medicine under Code  
4 section 148.3 and any other requirements established by the  
5 board by rule. Physicians with an administrative medicine  
6 license are subject to the same laws and rules applicable to  
7 physicians holding a permanent Iowa medical license.